



EXPRESS MAIL No.: **EV 398 731 305 US**

Deposited: **January 21, 2005**

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By: *Ruth Montalvo* / **Ruth Montalvo**

Date: **01/21/05**

Customer No. **026418**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. **JG-HK-5084/500572-20040**

Applicant(s): **NAGATAKE et al.**

Serial No.: **09/868,106**

Group: **1614**

Filed: **June 14, 2001**

Examiner: **R. Cook**

For: **PREVENTIVE AGAINST RESPIRATORY INFECTIOUS DISEASE**

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

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BOARD OF PATENT APPEALS
AND INTERFERENCES

Sir:

Applicants hereby appeals to the Board of Appeals from the Final Office action of May 26, 2004. The items checked below are appropriate:

- ☒ 1. A timely response to the final rejection is attached.
- ☒ 2. A Petition for an extension of time to file this Notice, and the fee therefor, for 3 Month(s) are attached.
- ☐ 3. Fee ☐ \$ 430.00 is attached.
- ☒ 4. Fee ☒ \$ 500.00 charge Deposit Account 50-1529.
- ☐ 5. (other)
- ☒ 6. The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to Deposit Account No. 50-1529.

Respectfully submitted,

January 21, 2005
JEG:vh

Enclosure:
Fee \$340.00

By: *Jules E. Goldberg*
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